

**TOWN OF DARIEN  
BOARD OF SELECTMEN  
REGULAR MEETING  
MONDAY, MAY 18, 2009**

ATTENDANCE: Evonne Klein, First Selectwoman; David Bayne; Callie Sullivan;  
Linda Santarella

STAFF: Karl Kilduff, Administrative Officer

ABSENT: Seth Morton

OTHERS: Duane Lovello, Chief of Police; Robert Steeger, Director of Public  
Works; Missy Radin, OPUS board member; Brian Van Elslander,  
Darien resident/Darien Road Race; Kimberly Servas/Darien  
resident/JR Forever Memorial Walk

**CALL TO ORDER**

Mrs. Klein called the meeting to order at 8:00 p.m.

**PUBLIC COMMENT**

There were no public comments.

**REPORT from Robert Steeger, Public Works Director – Flooding Update**

Mr. Steeger spoke about the Stoney Brook project. He said the application went to the CT DEP on March 9. On March 24, the Army Corps of Engineers sent materials to all property owners abutting the property. On April 29 there was an information meeting at Town Hall. The Public Comments closing period is June 9. He also said there is a second public information meeting at Darien High School on June 2 at 7:30 p.m. on Wetlands Mitigation. There will be an announcement in the local newspaper. The whole project is a mandatory referral. There is additional analysis to be done on Hecker Avenue in the Cherry Street area on flooding.

The Goodwives River project meeting report draft will be available on July 29.

Mrs. Santarella asked about the results of the Holly Lane Meeting. Mr. Steeger said the conclusions remain the same. Nothing changed.

Mrs. Klein said that the Application went to DOT on March 9 and asked if a meeting has been set up. Mr. Steeger said no. Mrs. Klein said she will follow up with the

Commissioner. Mr. Bayne asked if the Stoney Brook report was reviewed. Mr. Steeger said no, and when it has been reviewed, he will provide input.

### **NEW BUSINESS**

#### **a) Discuss and Take Action on Resolution Recommending the Creation of Trusts to Fund Other Post Employment Benefits**

##### **i. 2<sup>nd</sup> Annual JR Forever Memorial Walk**

Kimberly Servas spoke about the JR Forever Memorial Walk. The one and one-half mile walk is planned for October 11, 2009 at 1:15 p.m. The location is Pear Tree Point Beach. She said that it is about a 45 minutes walk. People walk at their own pace. This is a children's walk in remembrance of JR Schoen. This would have been JR Schoen's 11<sup>th</sup> birthday, she added. This walk benefits the Center for Hope, and Den for Grieving Kids. It also supports other local organizations through a submission process for participation. She said that \$15,000 was raised last year for local charities – Post 53 and Playground by the Sound. All expenses were covered by local businesses.

Mrs. Klein mentioned that one lane is closed to traffic.

The Chief said that neighbors complain that they aren't notified about these events. However, the information is posted in town and published in the newspapers.

Ms. Servas said they are doing two public announcements to inform residents.

Mrs. Klein asked about a clean up committee. Ms. Servas will look into.

**\*\* MRS. KLEIN MOVED TO APPROVE THE 2<sup>ND</sup> ANNUAL JR FOREVER MEMORIAL WALK ON OCTOBER 11, 2009 AT 1:15 P.M.**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

##### **ii. 30<sup>th</sup> Annual Darien Road Race**

There was no representative present for the Darien Road Race. Brian Van Elslander, a Darien resident, who resides along the race track, said that he is unable to get to his home when the race is on and feels inconvenienced. He is denied access to his property. He asked for consideration for a different location. He said there are other great streets that can be used.

Chief Lovello said that there is one way in and one way out. When the race begins the residents can't go in. He said there is one lane for runners and one lane for walkers.

Mr. Bayne asked if after the runners and walkers clear parts of the road, if those parts open. The Chief said yes.

Mrs. Sullivan asked how long the race is. The Chief said two hours and it begins at 1:00 p.m.

Mrs. Klein said that since no representative came this evening, the race will be discussed at a future meeting.

No action taken.

### **iii. 7<sup>th</sup> Annual Big Rig Gig**

Missy Radin spoke about the fall fundraiser that they would like to have at Town Hall. The event will take place on Sunday, October 4 from 11:00 a.m. to 3:00 p.m. There is no rain date. They are expecting over 300 families to attend. Children will have an opportunity to “touch a truck” and explore and look at many different vehicles. There will be food and games and it is a fun day for the families.

Mrs. Klein said that there have been complaints of noise and too much traffic. The truck sirens are blowing most of the time and it is disruptive to some of the immediate neighbors. It also is difficult for the neighbors to get in and out of their driveways who live close to Town Hall.

Mrs. Radin said that this year the trucks will come on the day of the event only. She said that they will make every effort to reduce the noise and see to it that the sirens do not blow continuously. Mrs. Radin said that in case of rain, they need the gym and have had to use it twice in the past five years. The police chief was asked how to better handle the parking. He said that parking will be allowed on the Post Road.

People are parking on both sides of Park Place and it is difficult to get through the street.

Mrs. Klein said that a different location should be considered for the future.

The real problem is the noise from the air horns and sirens.

Mrs. Radin said that because of the downturn in the economy it is very important to have this event. Donations are down by 25 percent. She said that there is a 10 percent increase in new clients.

Mr. Bayne asked if it is possible to have no horns. Mrs. Radin said no, but she will make every effort to curtail the noise.

After much discussion, a vote took place.

**\*\* FIRST SELECTWOMAN KLEIN MOVED TO APPROVE THE 7<sup>TH</sup> ANNUAL BIG RIG GIG TO BE HELD AT DARIEN TOWN HALL ON OCTOBER 4, 2009 FROM 11:00 A.M. TO 3:00 P.M.**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

Mrs. Klein asked to meet with Mrs. Radin before the event.

### **b) Discuss and Take Action on Setting Public Hearing Date for Neighborhood Assistance Grant Applications**

Ms. Pam Law, Commissioner, Department of Revenue Services, State of Connecticut, sent a letter saying that the application is to be completed in full, approved locally, and submitted to the Department of Revenue Service no later than July 1, 2009.

Mrs. Klein said the public hearing will take place on June 1 at 7:30 p.m.

**\*\* MRS. SANTARELLA MOVED TO APPROVE THE JUNE 1, 2009 DATE FOR THE PUBLIC HEARING FOR NEIGHBORHOOD ASSISTANCE GRANT APPLICATIONS.**

**\*\* MR. BAYNE SECONDED.**

**c) Discuss and Take Action on a Resolution formally Accepting Tokeneke Elementary School and its Conveyance to the Darien Board of Education**

Bruce Hill chaired the building committee. He said the Tokeneke School building is now completed. The project came in \$500,000 under budget and was completed on schedule.

Mrs. Klein read as follows:

**WHEREAS**, the Tokeneke Elementary School Building Committee has reported to the Board of Selectmen that they have completed this school project and wish to be formally dismissed from any further responsibility in connection with this project, and

**WHEREAS**, the Board of Education has already assumed maintenance responsibilities for Tokeneke Elementary School.

**NOW THEREFORE BE IT RESOLVED** that the Board of Selectmen hereby confirm that the Darien Board of Education has assumed control of Tokeneke Elementary School in accordance with Section 10-240 of the Connecticut General Statutes.

**\*\* MRS. SANTARELLA MOVED TO APPROVE THE ABOVE RESOLUTION ACCEPTING TOKENEKE ELEMENTARY SCHOOL AND ITS CONVEYANCE TO THE DARIEN BOARD OF EDUCATION.**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

Mrs. Klein said that the project was well done, on time, and under budget.

**d) Discuss and Take Action on Formal Approval to Convey Channel 79 Video Meeting Archive to the Darien Library for Storage and Distribution**

Mrs. Klein read the Resolution as follows:

**WHEREAS**, Channel 79 has provided a vital community service to the residents of Darien by recording and broadcasting a variety of public meetings; and

**WHEREAS**, the volume of meetings recording as a part of Channel 79's public service require a publicly accessible facility to archive this record; and

**WHEREAS**, the Darien Library has expressed a willingness to service as both public archive and distribution point for these videos; and

**WHEREAS**, the Darien Library will make the meetings available electronically by loading the meetings on a server, which will make the record available while preserving the original; and

**WHEREAS**, the Board of Selectmen wish to have the collected videos of Channel 79 kept in a venue where the meetings can be accessed by the public.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Darien Board of Selectmen hereby authorizes Channel 79 to convey to the Darien Library its collected archive or recorded public meetings with the understanding that said record will be made available to the public to view at no charge.

**BE IT FURTHER RESOLVED** that the meeting archive materials will remain the property of the Town of Darien and Channel 79 and said originals will be made available as needed to the representatives of the Town and Channel 79.

**\*\* MRS. SANTARELLA MOVED TO APPROVE THE RESOLUTION AUTHORIZING THE CONVEYANCE OF CHANNEL 79 RECORDING PUBLIC MEETING ARCHIVE TO THE DARIEN LIBRARY FOR STORAGE AND PUBLIC ACCESS.**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

**e) Discuss Reorganization of Senior Center Staffing**

Mr. Kilduff passed out an organizational chart for the proposed senior center. This group will be headed by the Parks and Recreation Director. He spoke about the job descriptions that were included in the handout. He also said the Senior Center Coordinator is a key role and a full time position.

Mrs. Klein asked if the positions will be advertised in the newspaper. Mr. Kilduff said yes and this weekend the jobs should be listed. He said a panel of five will choose the final candidates.

Mr. Kilduff said that there will be more use of the senior center when the new hires come aboard.

The objective is programming and running the facility.

The Committee on Aging will meet on Wednesday morning at 9:00 a.m. Mr. Kilduff will attend this meeting.

Mr. Bayne thanked Mr. Kilduff for all his hard work on this initiative.

Mrs. Klein said the Board does not have to approve the hiring for these positions and will not be one of the five panelists.

#### **f) Transfers**

This transfer is for the clerical support for the Department of Public Works as a staff member had been off work for major back surgery since early March and not expected to return until July. This unexpected medical emergency has almost totally depleted the seasonal and temporary budget which was intended to provide funding for a summer replacement as well as minimum amounts for other part-time workers. This transfer is for the continuance of funds for the part time fill in, and to allow employment for a summer engineering student to begin in mid-June.

**From:**

**To:**

<b>Acct. No</b>	<b>Account</b>	<b>Amount</b>		<b>Acct. No.</b>	<b>Account</b>	<b>Amount</b>
<b>10401011-82007</b>	<b>Professional Svcs.</b>	<b>\$2,000.00</b>		<b>10401011-81003</b>	<b>Seasonal &amp; Temp</b>	<b>\$2,000.00</b>
	<b>TOTAL</b>	<b>\$2,000.00</b>			<b>TOTAL</b>	<b>\$2,000.00</b>

**\*\* MOTION WAS MADE BY MRS. SANTARELLA TO APPROVE THE ABOVE TRANSFER FOR REFERRAL TO THE BOARD OF FINANCE FOR TEMPORARY OFFICE SUPPORT WORKERS.**

**\*\* MRS. SULLIVAN SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

#### **FIRST SELECTWOMAN'S REPORT**

Mrs. Klein talked about the Swine Flu H1-N1 and that 4 more cases have been reported. She said the Board of Education is handling this.

Mrs. Santarella added that the schools did not close. Channel 79 did a program dedicated to the swine flu.

Mrs. Klein said she went to the Washington, DC Circuit Court last Monday for the proceeding. Attorney General Richard Blumenthal is arguing this case.

There is an update meeting on the Hollow Tree Ridge project this Wednesday at 7:00 p.m.

There was a Volunteer's Recognition lunch last Friday.

### **ADMINISTRATIVE OFFICER'S REPORT**

Mr. Kilduff said there is a Power Auction on June 17.

He is exploring options to reduce costs for the copier. He is working with a copy machine supplier that can provide the Town with new machines and assume the lease of our current machines for a lesser charge than we currently pay. This is still a work in progress.

The approved work at Weed Beach (installation of donated playground and utility work) is ready to proceed. Parks & Recreation staff has been coordinating with the Construction Manager.

The Farmer's Market has opened for the season on May 13. It is located at the Mechanic Street parking lot next to the Darien Fire Department.

Mr. Kilduff said he, Jim Cameron and Dave Dever recently met with a vendor that can help the Town webcast our meetings through our website. The ability to offer meetings through the Town's website does offer a service enhancement to residents. The details and costs are still being work out.

The local part of the Brook Street and Boston Post Road crosswalk and new sign that Penny Glassmeyer is working on is back on.

Mr. Kilduff said that they are awaiting feedback from Wayne Fox on the Planter and sign. Board action may be necessary regarding the nature of the Agreement.

Mr. Kilduff passed out a letter sent by Mr. Ginsberg regarding the possible acquisition of 33 Cherry Street with Awarded FEMA grant funding. The Darien Planning & Zoning Commission issued a Mandatory Referral report at its meeting on May 12, 2009.

Mr. Kilduff passed out a letter from Jeremy Ginsberg regarding the Mandatory Referral under Connecticut General Statutes Section 8-24 – Private Improvements to Brook Street. In his letter, Mr. Ginsberg said the final step is to get the required street opening permit from the Darien Public Works Department and the State of Connecticut District DOT office.

### **AGENDA REVIEW**

Mrs. Klein asked Mr. Kilduff to get a copy to the Board of the DRI Resource Report.

Mrs. Klein said that on June 1, the Affordable Housing Plan draft will be voted on.

A letter is to be written to Planning and Zoning to get a master plan for downtown.

Mrs. Klein asked Mr. Kilduff to attend the Planning, Zoning and Housing meeting on Wednesday evening.

### **APPROVAL OF MINUTES OF PREVIOUS MEETING**

**Regular Meeting of April 13, 2009**

**Regular Meeting of May 4, 2009**

No discussion.

### **FORTHCOMING MEETINGS**

**May 19, 2009**

**Board of Finance Regular Meeting at 7:30 p.m.**

**May 20, 2009**

**Parks & Recreation Regular Meeting at 7:30 p.m.**

### **OTHER BUSINESS**

- \*\* FIRST SELECTWOMAN KLEIN MADE A MOTION TO ADD AN EXECUTIVE SESSION TO THE AGENDA TO DISCUSS LAND ACQUISITION.**
- \*\* MRS. SANTARELLA SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**



## **ADJOURNMENT**

- \*\* FIRST SELECTWOMAN KLEIN MADE A MOTION TO ADJOURN THE MEETING.**
- \*\* MR. BAYNE SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

There was no further business and the meeting was adjourned at 10:00 p.m.

- \*\* MR. BAYNE MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION.**
- \*\* MRS. SANTARELLA SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

The Board of First Selectmen entered into an Executive Session.

Respectfully submitted,

Anne Hohlweck  
Telesco Secretarial Services